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Attorneys for Petitioner

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES DEPARTMENT OF
JUSTICE, EXECUTIVE OFFICE FOR
IMMIGRATION REVIEW,

Petitioner,

v.

NI CHI NGUYEN and CHUNG VAN DO,

Respondents.

No. 08-5265-SBA

**FURTHER STATUS REPORT; AND
ORDER**

The petitioner hereby submits this further status report in the above-captioned matter.

The U.S. Attorney's Office has still not been able to locate either of the respondents in order to properly serve them with the Court's Orders to Show Cause, along with the petition, supporting memorandum, and supporting declaration. The Immigration Judge has moved the removal hearing in Immigration Court to May 1, 2009, and intends to have a status conference with the parties to that proceeding to discuss, among other things, whether any of the parties have suggestions for locating the respondents. In light of the fact that the status conference could potentially develop information which might assist the U.S. Attorney's Office in locating the respondents, the government seeks permission to submit a further status report in six weeks, which will give the Immigration Judge time to schedule a status conference and for the government to report the results of that status conference to this Court.

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2 Dated: February 4, 2009

Respectfully submitted,

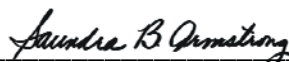
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4 JOSEPH P. RUSSONEILLO
United States Attorney

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6 /s/
EDWARD A. OLSEN
7 Assistant United States Attorney

8
9 **ORDER**

10 In light of the fact that the petitioner has been unable to successfully serve either of the
11 respondents in the above-captioned matter in compliance with Federal Rule of Civil Procedure 4,
12 and in light of the fact that the Immigration Judge has re-scheduled the removal proceeding to May
13 1, 2009, and will hold a status conference with the parties to determine if any of the parties has
14 suggestions for locating the respondents, the government is directed to provide the Court with a
15 further status report within six weeks of the date of this Order.

16 Dated: February 6, 2009

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SAUNDRA B. ARMSTRONG
18 United States District Judge
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